

**HAND DELIVERED**

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE** **RECEIVED**

Applicant : Scott E. Moore Attorney Docket No.: 500170.05 **MAY 25 2005**  
Serial No. : 09/782,892 Confirmation No. : 3365 **OFFICE OF PETITIONS**  
Filed : February 13, 2001 Group Art Unit : 3723  
Allowed : November 8, 2004 Examiner : Maurina T. Rachuba  
Title : APPARATUS AND METHOD FOR CONDITIONING AND MONITORING MEDIA  
USED FOR CHEMICAL-MECHANICAL PLANARIZATION

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Mail Stop Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION FOR WITHDRAWAL FROM ISSUE (37 C.F.R. § 1.313(c)(2)) TO PERMIT  
CONSIDERATION OF AN INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97)  
IN A REQUEST FOR CONTINUED EXAMINATION (37 C.F.R. § 1.114)

Sir:

In accordance with 37 C.F.R. § 1.313(c)(2), Applicant hereby petitions the Office that the above-identified application be withdrawn from issue to permit consideration of an Information Disclosure Statement under 37 C.F.R. § 1.97 in the Request for Continued Examination (37 C.F.R. § 1.114) filed herewith. This application was allowed on November 8, 2004, and the issue fee was paid on February 1, 2005.

Applicant requests that the application be withdrawn from issue in favor of the Request for Continued Examination filed herewith. Applicant requests that the Office grant this Petition and consider the Request for Continued Examination and Information Disclosure Statement filed concurrent herewith.

Enclosed is a check in the amount of \$790 in accordance with CFR 1.17(e).

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1266. A copy of this Petition is enclosed.

Respectfully submitted,

DORSEY & WHITNEY LLP



Marcus Simon  
Registration No. 50,258

Enclosures:

- Postcard
- Check
- Fee Transmittal Sheet (+ copy)
- Copy of this Petition
- Request for Continued Examination (+ copy)
- Supplemental Information Disclosure Statement
- PTO Form 1449 and cited references (1)

1420 Fifth Avenue, Suite 3400

Seattle, WA 98101

Tel: (206) 903-8800

Fax: (206) 903-8820

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Effective on 12/08/04

# FEE TRANSMITTAL SHEET (FY 2005)

Applicant claims small entity status (see 37 C.F.R. 1.27)

## METHOD OF PAYMENT (Check One)

The Director is hereby authorized to charge any additional fee required under 37 C.F.R. §§ 1.16 and 1.17 and 1.136(a)(3) and credit any over payments to Deposit Account No. **50-1266**; Deposit Account Name: **DORSEY & WHITNEY LLP**.

Check Enclosed.

### Extra Claim Fees

Current Claims	Prior	Extra	Fee	Fee Paid
Total	-	20	=	\$ 0
Ind.	-	3	=	\$ 0
Multiple Dependent Claims			x	\$ = \$
Subtotal (Extra Claims)				<u>\$ 0</u>

### Petition Fee Under 37 CFR 1.17(f), (g), & (h)

Enclosed is a Petition filed under 37 CFR as indicated below:

<input type="checkbox"/> Petition Fee under 37 CFR 1.17(f)	Fee \$400
§ 1.53(e) to accord a filing date.	
§ 1.57(a) to accord a filing date.	
§ 1.182 for decision on a question not provided for.	
§ 1.183 to suspend the rules.	
§ 1.378(e) for reconsideration of decision on petition refusing delayed payment of maintenance fee in expired patent.	
§ 1.174(b) to accord a filing date to an application under § 1.740 for extension of patent term.	
<input type="checkbox"/> Petition Fee under 37 CFR 1.17(g)	Fee \$200
§ 1.12 for access to an assignment record.	
§ 1.14 for access to an application.	
§ 1.47 for filing by other than all inventors or person not the inventor.	
§ 1.59 for expungement of information.	
§ 1.103(a) for suspension action in an application.	
§ 1.136(b) for review of a request for ext. of time when § 1.136(a) not avail.	
§ 1.295 for review of refusal to publish a statutory invention registration.	
§ 1.296 to withdraw a req. for pub. after notice of intent to publish issued.	
§ 1.377 for review of decision refusing to accept a maintenance fee filed prior to expiration of a patent.	
§ 1.550(c) for request for ext. of time in <u>ex parte</u> reexam. proceedings.	
§ 1.956 for request for ext. of time in <u>ex parte</u> reexam. proceedings.	
§ 5.12 for expedited handling of foreign filing license.	
§ 5.15 for changing the scope of a license.	
§ 5.25 for retroactive license.	
<input checked="" type="checkbox"/> Petition Fee under 37 CFR 1.17(h)	Fee \$130
§ 1.19(g) to request documents in a form other than provided in this part.	
§ 1.84 for accepting color drawings or photographs.	
§ 1.91 for entry of a model or exhibit.	
§ 1.102(d) to make an application special.	
§ 1.138(c) to expressly abandon an application to avoid publication.	
§ 1.313 to withdraw an application from issue.	
§ 1.314 to defer issuance of a patent.	

Submitted by:

CUSTOMER NUMBER	DORSEY & WHITNEY LLP	1420 Fifth Avenue, Suite 3400 Seattle, WA 98101-4010 (206) 903-8800 phone / (206) 903-8820 fax
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Name: Marcus Simon

Reg. No.: 50,258

Signature: 

Date: May 24, 2005

Effective on 12/08/04

# FEE TRANSMITTAL SHEET (FY 2005)

 Applicant claims small entity status (see 37 C.F.R. 1.27)

**METHOD OF PAYMENT (Check One)**

The Director is hereby authorized to charge any additional fee required under 37 C.F.R. §§ 1.16 and 1.17 and 1.136(a)(3) and credit any over payments to Deposit Account No. **50-1266**; Deposit Account Name: **DORSEY & WHITNEY LLP**.

Check Enclosed.

**Extra Claim Fees**

Current Claims	Prior	Extra	Fee	Fee Paid
Total	20	=	x \$	= \$0
Ind.	3	=	x \$	= \$0
Multiple Dependent Claims			x \$	\$
Subtotal (Extra Claims)				<u>\$0</u>

**Petition Fee Under 37 CFR 1.17(f), (g), & (h)**

Enclosed is a Petition filed under 37 CFR as indicated below:

Petition Fee under 37 CFR 1.17(f) **Fee \$400**

§ 1.53(e) to accord a filing date.  
 § 1.57(a) to accord a filing date.  
 § 1.182 for decision on a question not provided for.  
 § 1.183 to suspend the rules.  
 § 1.378(e) for reconsideration of decision on petition refusing delayed payment of maintenance fee in expired patent.  
 § 1.174(b) to accord a filing date to an application under § 1.740 for extension of patent term.

Petition Fee under 37 CFR 1.17(g) **Fee \$200**

§ 1.12 for access to an assignment record.  
 § 1.14 for access to an application.  
 § 1.47 for filing by other than all inventors or person not the inventor.  
 § 1.59 for expungement of information.  
 § 1.103(a) to suspend action in an application.  
 § 1.136(b) for review of a request for ext. of time when § 1.136(a) not avail.  
 § 1.295 for review of refusal to publish a statutory invention registration.  
 § 1.296 to withdraw a req. for pub. after notice of intent to publish issued.  
 § 1.377 for review of decision refusing to accept a maintenance fee filed prior to expiration of a patent.  
 § 1.550(c) for request for ext. of time in ex parte reexam. proceedings.  
 § 1.956 for request for ext. of time in ex parte reexam. proceedings.  
 § 5.12 for expedited handling of foreign filing license.  
 § 5.15 for changing the scope of a license.  
 § 5.25 for retroactive license.

Petition Fee under 37 CFR 1.17(h) **Fee \$130**

§ 1.19(g) to request documents in a form other than provided in this part.  
 § 1.84 for accepting color drawings or photographs.  
 § 1.91 for entry of a model or exhibit.  
 § 1.102(d) to make an application special.  
 § 1.138(c) to expressly abandon an application to avoid publication.  
 § 1.313 to withdraw an application from issue.  
 § 1.314 to defer issuance of a patent.

Submitted by:

CUSTOMER NUMBER  
**27,076**

DORSEY & WHITNEY LLP

1420 Fifth Avenue, Suite 3400  
Seattle, WA 98101-4010  
(206) 903-8800 phone / (206) 903-8820 fax

Name: Marcus Simon

Reg. No.: 50,258

Signature: 

Date: May 24, 2005

**Complete If Known**

Application No.	09/782,892
Filing Date	February 13, 2001 <b>RECEIVED</b>
First Inventor	Scott E. Moore
Group Art Unit	3723 <b>MAY 25 2005</b>
Examiner Name	Maurina T. Rachuba
Atty. Docket Number	500170.05 <b>OFFICE OF PETITIONS</b>

**FEE CALCULATION (Continued)**
**3. ADDITIONAL FEES**

Large Entity Fee	Small Entity Fee	Fee Description	Fee paid
50	25	Surcharge - late provisional filing fee or cover sheet	\$
130	65	Surcharge - Late nonprovisional filing fee or oath	\$
180	180	Submission of IDS	\$
40	40	Recording each patent assignment per property (times number of properties)	\$
120	60	Extension for reply within first month	\$
450	225	Extension for reply within second month	\$
1,020	510	Extension for reply within third month	\$
1,590	795	Extension for reply within fourth month	\$
2,160	1,080	Extension for reply within fifth month	\$
790	395	Submission After Final 1.129	\$
500	250	Notice of Appeal	\$
500	250	Filing a brief in support of an appeal	\$
1,000	500	Request for oral hearing	\$
130	65	Terminal Disclaimer Fee	\$
800	400	Design Issue Fee	\$
790	395	Request for Continued Examination (RCE)	\$790
130		Request for voluntary publication or republication	\$
500	250	Petition to Revive – unavoidable	\$
1,500	750	Petition to Revive – unintentional	\$
200		Filing for patent term adjustment	\$
400		Request for reinstatement of term reduced	\$
1,120		Extension of term of patent	\$
OTHER FEE (specify)			\$
Subtotal (Additional Fees)		<b>\$920</b>	

**Total Amount of Payment: \$920**